



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

102

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/994,758	12/19/97	NISHT	K X0-78890-RE

MM12/1110

NELSON H. SHAPIRO  
VORYS, STATER, SEYMOUR AND PEASE LLP  
1828 L STREET, N.W.  
ELEVENTH FLOOR  
WASHINGTON DC 20036-5109

2851

DATE MAILED:

11/10/99

EXAMINER	
MATHEWS A	ART UNIT PAPER NUMBER

Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents.

See Attachment

Art Unit: 2851

### **DETAILED ACTION**

Claims 143 - 168 of this application has been copied from U.S. Patent No.5,796,469 for the purpose of an interference.

- A. Applicant has failed to set forth a proposed count and identify at least one claim in the patent corresponding to the proposed count pursuant to 37 CFR 1.607(a)(2-3).
- B. Applicant has failed to set forth at least one claim corresponding to the proposed count or identify at least one claim already pending in the application that corresponds to the proposed count pursuant to 37 CFR 1.607(a)(4). If any claim of the patent or application identified as corresponding to the proposed count does not correspond exactly to the proposed count, Applicant must explain why each such claim correspond to the proposed count pursuant to 37 CFR 1.607(a)(4).
- C. Applicant has failed to specifically apply each limitation or element of each of the copied claim(s) to the disclosure of the application pursuant to 37 CFR 1.607(a)(5).

Art Unit: 2851

Applicant is given ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing date of this communication to comply with 37 CFR 1.607(a)(2-5) as stated above and specifically apply each limitation or element of each of the copied claim(s) to the disclosure of the application. See 37 CFR 1.607(a). THE PROVISIONS OF 37 CFR 1.136 DO NOT APPLY TO THE TIME SPECIFIED IN THIS ACTION.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Alan Mathews at telephone number (703) 308-1706. The examiner can normally be reached on Monday through Friday from 8:00 AM to 4:30 PM Eastern Time.

Any inquiry of a general nature or related to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0956. The fax phone number for this Group is (703) 305-34[31,32].



Alan A. Mathews  
Primary Examiner

AAM

November 4, 1999